

RESOLUTION NO. 24-1

RESOLUTION OF THE BOARD OF DIRECTORS OF THE THORNTON RURAL FIRE PROTECTION DISTRICT CALLING AN ELECTION ON NOVEMBER 5, 2024, TO SUBMIT A SPECIAL TAX MEASURE TO THE VOTERS OF THE DISTRICT AND REQUESTING CONSOLIDATION OF THE ELECTION WITH THE STATEWIDE ELECTION TO BE HELD ON THAT DATE

WHEREAS, the Board of Directors (the "Board") of the Thornton Fire Protection District (the "District"), on April 3, 2024, held a noticed public meeting on the subject of obtaining additional revenues to enable the District to keep the fire station open; maintain emergency rescue services; keep its firefighting and lifesaving facilities and equipment up-to-date; and restore firefighter and emergency responder positions in order to maintain rapid response times for fire protection and 9-1-1 emergency medical services;

WHEREAS, Health and Safety Code section 13911 authorizes the District to levy a special tax pursuant to Article 3.5 (commencing with Section 50075) of Chapter 1 of Part 1 of Division 1 of Title 5 of the Government Code, upon approval of two-thirds of the votes cast at an election;

WHEREAS, following consideration of comments received from the public at the hearing, the Board has determined that it is in the best interests of the community to call an election to submit to the voters of the District the question of whether the District shall levy a special tax;

NOW, THEREFORE, BE IT RESOLVED, by the Board of Directors of the Thornton Fire Protection District as follows:

Section 1. Recitals. The Board finds and determines that the foregoing recitals are true and correct.

Section 2. Election Order; Ballot Measure. Pursuant to Government Code section 50077, an election shall be held within the boundaries of the District on Tuesday, November 5, 2024, submitting to the voters of the District the measure set forth in Exhibit A hereto. If the measure is approved by at least two-thirds of the qualified voters voting thereon, the special tax shall be levied annually, commencing fiscal year 2024-25 and continuing until repealed by the voters. Exhibit A hereto comprises the full text of the measure.

Section 3. Abbreviated Statement of the Measure. Pursuant to Elections Code section 13247, the statement of the measure submitted to the voters shall be abbreviated on the ballot as follows: To maintain local fire protection and 911 emergency medical rapid response times; keep the fire station open; maintain emergency rescue services; keep firefighting, lifesaving equipment/facilities up-to-date and restore/retain firefighter/emergency medical positions; shall Thornton Fire Protection District's measure levying 8¢ per building square foot on improved parcels, \$50 per unimproved parcel annually, 20¢ per acre unit for agricultural land, and 18¢ per square foot for commercial property for fire protection/emergency response, until ended by voters, providing \$1,200,000 annually, requiring independent oversight, and all funds for Thornton Fire Protection District services, be adopted?

Section 4. Full Text of the Measure. The District hereby requests the San Joaquin County Registrar of Voters to publish the full text of the measure, which is set forth in Exhibit A, in the ballot pamphlet materials.

Section 5. Changes to Text. The District's Fire Chief, or designee, is hereby authorized and directed to make any changes to the text of the measure, or to the abbreviated statement of the measure, as may be convenient or necessary to comply with the intent of this Resolution, the requirements of elections officials, and the requirements of law.

Section 6. Request for Consolidation. Pursuant to Part 3 (commencing with Section 10400) of Division 10 of the Elections Code, the San Joaquin County Board of Supervisors is requested to order consolidation of the special tax election with such other election or elections as may be held on the same day in the same territory or in territory that is in part the same. The Secretary of the Board is hereby directed to deliver, not later than 88 days prior to the date set for the election, a copy of this Resolution to the San Joaquin County Board of Supervisors and the San Joaquin County Registrar of Voters. The District acknowledges that the consolidated election will be held and conducted in the manner prescribed in Section 10418 of the Elections Code.

Section 7. Services of Registrar of Voters. Pursuant to Elections Code section 10002, the Board hereby requests that the San Joaquin County Registrar of Voters render all services relating to the election, including, but not limited to, printing and mailing sample ballots, arguments and applications for absentee ballots, canvassing election returns and certifying the results of the election to the Board. The Board hereby agrees to reimburse the County of San Joaquin in full for any services performed for the District upon presentation of an invoice to the District.

Section 8. Ballot Argument. The members of the Board are hereby authorized, but not directed, to prepare and file with the San Joaquin County Registrar of Voters/Elections Department a ballot argument in favor of the special tax measure, by no later than the time authorized by law.

Section 9. California Environmental Quality Act. Based upon all of the facts before it on this matter, the Board finds that the submission of this question of a special tax to the voters is not subject to, or is exempt from, the California Environmental Quality Act ("CEQA") because it is not a project as defined by State CEQA Guidelines section 15378(b)(4) as it relates to the creation of government funding mechanisms that do not involve commitment to any specific project that may result in a potentially significant physical impact on the environment.

Section 10. Separability. The special tax shall not apply to any person, entity, or property as to whom or which it is beyond the power of the District to impose the special tax. If for any reason any provision of this Resolution or the application thereof is found to be invalid, or if the special tax is found inapplicable to any particular parcel within the District by a court of competent jurisdiction, such provision or application shall be severed from, and does not affect the validity of, all remaining portions of this Resolution and the measure that can be given effect without the severed portion.

Section 11. General Authorization with Respect to the Election. The members of the District's Board, the District's Fire Chief, and the other officers of the District, and each of them individually, are hereby authorized and directed to do any and all things and to execute, deliver, and perform any and all agreements and documents that they deem necessary or advisable in order to effectuate the purposes of this Resolution. All actions heretofore taken by the officers and agents of the District that are in conformity with the purposes and intent of this Resolution are hereby ratified, confirmed, and approved in all respects.

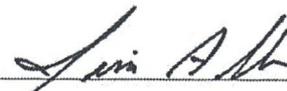
The foregoing Resolution was adopted by the Board of Directors of the Thornton Fire Protection District on May 9, 2024 by the following vote:

AYES: Allan, Stokes, Torres, Yoka

NOES: None

ABSENT: None

ABSTAIN: None



Jim Allan, President, Board of Directors

ATTEST:



Sharon L. Tucker, Secretary, Board of
Directors